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State of North Carolina
Department of Environment
and Natural Resources
Wilmington Regional Office
Division of Waste Management
Solid Waste Section

James B. Hunt, Jr., Governor
Wayne McDevitt, Secretary

LCIDN67 Com Kingsbridge
II Subdivision

N0328

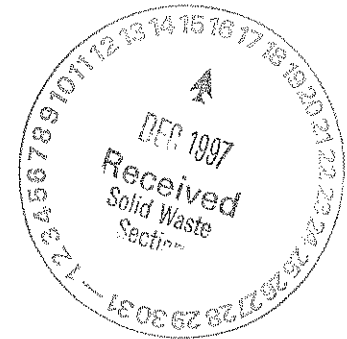
N0328



December 15, 1997

CERTIFIED MAIL P 057 082 870
RETURN RECEIPT REQUESTED

Robert F Youngblood
Robert F. Youngblood Const. Co.
PO Box 395
Atlantic Beach, NC 28512



SUBJECT: NOTICE OF VIOLATION
Onslow County

Dear Mr. Youngblood:

Pursuant to NCGS 130A-22(a) and to 15A NC Administrative Code 13B, I conducted an inspection on December 9, 1997, of the Land Clearing Inert Debris Landfill Notification located in the Kingsbridge II Subdivision Hubert, North Carolina. The inspection found the LCID Landfill Notification site to be in violation of certain requirements contained in the North Carolina Solid Waste Management Rules, codified at 15A NC Administrative Code 13B specifically:

1. 15A NC Administrative Code 13B .0566(2) requires the facility only to accept those solid wastes which it is permitted to receive. Plywood, plastic, and other demolition debris were mixed in with land clearing waste at the time of my inspection on December 9, 1997.
2. Title 15A, N.C. Administrative Code, Section 13B .0566(4) states that adequate soil cover shall be applied monthly, or when the active area reaches one acre in size, whichever occurs first. There has been no soil cover applied at this site since the Notification application has been received.
3. Title 15A, N.C. Administrative Code Section 13B .0566(8) states that the facility shall be adequately secured by means of gates, chains, berms, fences, etc., to prevent unauthorized access except when an operator is on duty. An attendant shall be on duty at all times while the landfill is open for public use to assure compliance operational requirements and to prevent acceptance of unauthorized wastes. No gate or attendant was present at the time of my inspection.

4. Title 15A, N.C. Administrative Code, Section 13B .0566(16) states that a sign shall be posted at the entrance of the facility showing the contact name and number in case of an emergency and the permit number. The permit number requirement is not applicable for facilities not requiring an individual permit. At the time of my inspection no sign had been posted at the facility.

Based upon the foregoing, the LCID Landfill Notification is hereby ordered to take the following actions by January 31, 1998 to correct all violations as stated in this Notice of Violation, and otherwise be in compliance with the North Carolina Solid Waste Management Rules, codified at 15A NC Administrative Code 13B:

1. Comply with 15A NC Administrative Code 13B .0566(2) by removing all un permitted waste from the facility and transport to an approved solid waste disposal facility. Provide receipts from this facility to:

Joe Gallo
NC DEHNR - Solid Waste Management
127 Cardinal Drive Extension
Wilmington, NC 28405

2. Comply with 15A NC Administrative Code 13B .0566(4) by covering and compacting the waste at the facility with adequate soil cover
3. Comply with 15A NC Administrative Code 13B .0566(8) by installing a gate to prevent unauthorized access to the facility.
4. Comply with 15A NC Administrative Code 13B .0566(16) by posting a sign at the entrance of the facility with the required information.

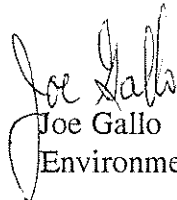
Pursuant to NCGS 130A-22(a) and 15A NC Administrative Code 13B Section .0701 - .0707, an administrative penalty of up to \$5,000.00 per day may be assessed for violations of the Solid Waste Law or Regulations.



Robert F. Youngblood
December 15, 1997
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If you have any questions concerning this matter, please contact me (910) 395-3900.

Sincerely,


Joe Gallo
Environmental Technician

Attachment: Solid Waste Management Facility Evaluation Report

JAG:jag

cc: Phil Prete, Field Operations Branch Head
Terry Dover, Eastern Area Supervisor
Larry Johnson, Environmental Enforcement Officer, Onslow County

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